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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/036,711	12/31/2001	Royce D. Jordan JR.	010568	5824
26285	7590	11/03/2003	EXAMINER	
KIRKPATRICK & LOCKHART LLP			HESS, DANIEL A	
535 SMITHFIELD STREET			ART UNIT	
PITTSBURGH, PA 15222			PAPER NUMBER	
			2876	

DATE MAILED: 11/03/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary

Application No.

10/036,711

Applicant(s)

JORDAN, ROYCE D.

Examiner

Daniel A Hess

Art Unit

2876

All participants (applicant, applicant's representative, PTO personnel):

(1) Daniel A Hess.

(3) _____.

(2) Roberto Capriati.

(4) _____.

Date of Interview: 28 October 2003.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: _____.

Claim(s) discussed: 1, 17 and 35.

Identification of prior art discussed: Ortiz (of record).

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments:

The applicant argued essentially that communications in Ortiz is not with an external network, but with an internal network. The examiner disagrees, noting especially figure 5. In paragraph 95, it is made clear that the "network connection" need not be local. If the credit card validation machine (e.g. the server) is not local, and is accessed across a network, then this qualifies as external access. For example, in a 'network' (such as the Internet) there can be Windows and Unix machines, wired and wireless devices, all behaving similarly.

Referring to the example given by the applicant, a pizza delivery driver could indeed use a wireless device to access a gateway (figure 5 of Ortiz) only to achieve credit card verification, making the process simple and transparent to the user.

A handwritten signature in black ink, consisting of a large, stylized 'J' or 'I' followed by a series of loops and a long vertical stroke.